



6

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Evan McCONNELL et al.)		
)		
Serial No.: 09/917,776)	Group:	TBA
)		
Filed: July 31, 2001)	Examiner:	TBA
)		
For: MOBILE TEACHING SYSTEM)	Atty Dkt:	5131.00003

DECLARATION OF JOSEPH P. CURTIN

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

I, Joseph P. Curtin, of 6517 Evensong Mews, Columbia, Maryland 20144-6064, do hereby declare the following:

1. I am an attorney with the law firm of Banner & Witcoff, Ltd. As part of my responsibilities, I coordinate obtaining signatures of inventors for declarations and assignments.

2. For the above-captioned patent application, I attempted to obtain the signatures of the following three (3) individuals of the eight (8) individuals listed on the declaration:

Joseph Caporaletti;
William Singleton; and
Tex Rubinowitz.

3. On December 12, 2001, I sent a certified letter, return receipt requested, (Certified Label No. 7001 0360 0002 4956 0584) (See Tab A) to Joseph Caporaletti enclosing a copy of the declaration and assignment to Mr. Caporaletti's last known address. Subsequently, I received the 440330-1 (09/917,776)

return receipt (see Tab B). The return receipt indicates that the certified letter was delivered to an address that was different from Mr. Caporaletti's last known address, specifically, the certified letter was delivered to 10142 Spring House Ct., Manassas, Virginia 20110, and that someone at that new address signed for the certified letter. I have not received any response from Mr. Caporaletti or any other person regarding Mr. Caporaletti in response to my letter of December 12, 2001 (Tab A).

4. On December 12, 2001, I sent a certified letter, return receipt requested, (Certified Label No. 7001 0360 0002 4956 0591) (See Tab C) to William Singleton enclosing a copy of the declaration and assignment to Mr. Singleton's last known address. Subsequently, I received the return receipt (see Tab D). The return receipt indicates that W.C. Singleton signed for the certified letter. Subsequently, Mr. Singleton contacted me to indicate that he did not believe that he was an inventor. I discussed the issue with Mr. Singleton and have concluded that, based on Mr. Singleton's description of his contributions to the invention, that Mr. Singleton did not conceive or contribute to the conception of the claimed subject matter of the above-captioned patent application, and that Mr. Singleton is not an inventor.

5. On December 12, 2001, I sent a certified letter, return receipt requested, (Certified Label No. 7001 0360 0002 4956 0614) (See Tab E) to Tex Rubinowitz enclosing a copy of the declaration and assignment to Mr. Rubinowitz's last known address. Subsequently, I received the return receipt (see Tab F). The return receipt indicates that Tex Rubinowitz signed for the certified letter. I have not received any response from Mr. Rubinowitz or any other person regarding Mr. Rubinowitz in response to my letter of December 12, 2001 (Tab E).

6. The last known address for the two (2) non-signing inventors is as follows:

Joseph Caporaletti
10142 Spring House Ct.
Manassas, Virginia 20110

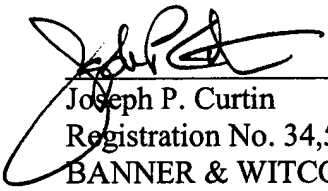
Tex Rubinowitz
6115 Clearbrook Dr.
Springfield, Virginia 22150

7. Based on the above-described attempts to obtain the signatures, I believe that the non-signing inventors, specifically Joseph Caporaletti and Tex Rubinowitz, are unreachable or have refused to sign the declaration for the above-captioned patent application, and that William Singleton is not an inventor.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

January 14, 2002



Joseph P. Curtin
Registration No. 34,571
BANNER & WITCOFF, Ltd.
Eleventh Floor
1001 G Street, N.W.
Washington, D.C. 20001-4597
(202) 508-9100
(202) 508-9299 (facsimile)

TAB A



BANNER & WITCOFF, LTD.
INTELLECTUAL PROPERTY LAW

December 12, 2001

1001 G STREET, N.W.
WASHINGTON, D.C. 20001-4597

TEL: 202.508.9100
FAX: 202.508.9299
www.bannerwitcoff.com

Mr. Joseph Caporaletti
11395 Reid Lane
Nokesville, VA 20181

VIA CERTIFIED MAIL
Return Receipt Requested
7001 0360 0002 4956 0584

Re: U.S. Patent Application Serial No. 09/917,716
Entitled "Mobile Teaching System"
Our Ref: 5131.00003

Dear Mr. Caporaletti:

We enclose a Declaration and an Assignment for the above-referenced patent application. Additionally, we enclose a copy of the application for your reference. Lastly, we enclose a Federal Express envelope and an airbill for your convenience in returning the signed documents.

We have recently received notification from the Patent and Trademark Office that a signed Declaration is now due to complete the filing of the Mobile Teaching System patent application. We understand that Earthwalk previously sent copies of the Declaration and Assignment to you, via first class mail, but in view of the recent Anthrax situation, there is a possibility that you may not have yet received Earthwalk's letter.

Please look over the Declarations and the Assignments and make any necessary changes. If the Declarations and Assignments otherwise appear to be in good order, sign each document at the appropriate place. Any changes and/or additions that you make in either the Declaration or the Assignment should be initialed and dated in blue ink in the left-hand margin of the document. Note that a Notary Public must witness your signature on the Assignment.

We will take care of obtaining the signatures of the other inventors.

We look forward to receiving the signed Declaration and Assignment. Thank you for your help and, should you have any questions, please do not hesitate to contact us.

Very truly yours,


Joseph P. Curtin

JPC:sgs
Enclosures

cc: Ian D. Titley, Esq.
Tom Laboon

CHICAGO
WASHINGTON, D.C.
BOSTON
PORTLAND, OR.

OFFICIAL U.S.

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To Joseph Caporaletti
 Street, Apt. No., or PO Box No. 11395 Reid Lane
 City, State, ZIP+4 Nokesville VA 20181
 PS Form 3800, January 2001 See Reverse for Instructions

FedEx USA Airbill FedEx Tracking Number **815270756888**

1 From Please print and press hard.
 Date _____ Sender's FedEx Account Number _____
 Sender's Name Joseph Caporaletti Phone () _____
 Company _____
 Address 11395 Reid Lane
 City Nokesville, State VA ZIP 20181
 Dept./Floor/Suite/Room _____

2 Your Internal Billing Reference 005131.00003 TIONAL
 First 24 characters will appear on invoice.

3 To
 Recipient's Name Joe Curtin Phone (202) 508-9100
 Company BANNER & WITCOFF, LTD.
 Address 1001 G Street N.W. 11th Floor
 We cannot deliver to P.O. boxes or P.O. ZIP codes. Dept./Floor/Suite/Room _____
 To "HOLD" at FedEx location, print FedEx address here.
 City Washington State DC ZIP 20001-4597

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By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

4a Express Package Service Packages up to 150 lbs.
☒ FedEx Priority Overnight Next business morning
☐ FedEx Standard Overnight Next business afternoon
☐ FedEx First Overnight Earliest next business morning delivery to select locations
☐ FedEx 2Day* Second business day
☐ FedEx Express Saver* Third business day
 * FedEx Letter Rate not available Minimum charge: One-pound rate

4b Express Freight Service Packages over 150 lbs.
☐ FedEx 1Day Freight* Next business day
☐ FedEx 2Day Freight Second business day
☐ FedEx 3Day Freight Third business day
 * Call for Confirmation

5 Packaging Declared value limit \$500
☒ FedEx Letter* ☐ FedEx Pak* ☐ Other Pkg. Includes FedEx Box, FedEx Tube, and customer pkg.

6 Special Handling
☐ Saturday Delivery Available for FedEx Priority Overnight and FedEx 2Day to select ZIP codes
☐ Sunday Delivery Available for FedEx Priority Overnight to select ZIP codes
☐ HOLD Weekday at FedEx Location Not available with FedEx First Overnight
☐ HOLD Saturday at FedEx Location Available for FedEx Priority Overnight and FedEx 2Day to select locations
 Does this shipment contain dangerous goods?
☐ No ☐ Yes As per attached Shipper's Declaration Dangerous Goods cannot be shipped in FedEx packaging.
☐ Yes Shipper's Declaration not required
☐ Dry Ice Dry Ice, 8 UN 1845 x _____ kg
☐ Cargo Aircraft Only

7 Payment Bill to: Enter FedEx Acct. No. or Credit Card No. below.
☐ Sender Acct. No. in Section 1 will be billed.
☒ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check
 FedEx Acct. No. 0200-0655-2 Exp. Date _____
 Total Packages _____ Total Weight _____ Total Declared Value* \$ _____ .00
 *Our liability is limited to \$100 unless you declare a higher value. See back for details. FedEx Use Only

8 Release Signature Sign to authorize delivery without obtaining signature.

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

360

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SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Joseph Caporaletti
11395 Reid Lane
Nokesville, VA 20181

COMPLETE THIS SECTION ON DELIVERY

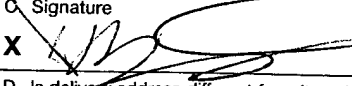
A. Received by (Please Print Clearly) _____ B. Date of Delivery _____

C. Signature ☒ Agent ☐ Addressee

D. Is delivery address different from item 1? ☐ Yes ☐ No
 If YES, enter delivery address below: _____

E. Service Type ☐ Certified Mail ☐ Express Mail

TAB B

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none">■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.■ Print your name and address on the reverse so that we can return the card to you.■ Attach this card to the back of the mailpiece, or on the front if space permits.		A. Received by (Please Print Clearly)	
1. Article Addressed to:		B. Date of Delivery 12-15-01	
Mr Joseph Caporaletti 1395 Reid Ln. Notestville, VA 20181		C. Signature X 	
		<input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
		D. Is delivery address different from item 1? <input checked="" type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
		10142 Spring House Ct. MANASSAS, VA 20110	
		3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
2. Article Number (Copy from service label)		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

TAB C



BANNER & WITCOFF, LTD.
INTELLECTUAL PROPERTY LAW

1001 G STREET, N.W.
WASHINGTON, D.C. 20001-4597

TEL: 202.508.9100
FAX: 202.508.9299
www.bannerwitcoff.com

December 12, 2001

Mr. William Singleton
9603 Heathergreen
Manassas, VA 20112

VIA CERTIFIED MAIL
Return Receipt Requested
7001 0360 0002 4956 0591

Re: U.S. Patent Application Serial No. 09/917,716
Entitled "Mobile Teaching System"
Our Ref: 5131.00003

Dear Mr. Singleton:

We enclose a Declaration and an Assignment for the above-referenced patent application. Additionally, we enclose a copy of the application for your reference. Lastly, we enclose a Federal Express envelope and an airbill for your convenience in returning the signed documents.

We have recently received notification from the Patent and Trademark Office that a signed Declaration is now due to complete the filing of the Mobile Teaching System patent application. We understand that Earthwalk previously sent copies of the Declaration and Assignment to you, via first class mail, but in view of the recent Anthrax situation, there is a possibility that you may not have yet received Earthwalk's letter.

Please look over the Declarations and the Assignments and make any necessary changes. If the Declarations and Assignments otherwise appear to be in good order, sign each document at the appropriate place. Any changes and/or additions that you make in either the Declaration or the Assignment should be initialed and dated in blue ink in the left-hand margin of the document. Note that a Notary Public must witness your signature on the Assignment.

We will take care of obtaining the signatures of the other inventors.

We look forward to receiving the signed Declaration and Assignment. Thank you for your help and, should you have any questions, please do not hesitate to contact us.

Very truly yours,


Joseph P. Curtin

JPC:sgs
Enclosures

cc: Ian D. Titley, Esq.
Tom Laboon

CHICAGO
WASHINGTON, D.C.
BOSTON
PORTLAND, OR.

TAB D

SENDER: COMPLETE THIS SECTION

- Complete items 1 and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. William Singleton
9603 Heather Green Dr.
Manassas, VA 20112

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

B. Date of Delivery

12-4-01

C. Signature

x W. C. Singleton

☐ Agent☐ AddresseeD. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

7001 0360 0002 4956 0591

TAB E



BANNER & WITCOFF, LTD.
INTELLECTUAL PROPERTY LAW

December 12, 2001

1001 G STREET, N.W.
WASHINGTON, D.C. 20001-4597

TEL: 202.508.9100
FAX: 202.508.9299
www.bannrwitcoff.com

Mr. Tex Rubinowitz
6115 Clearbrook Dr.
Springfield, VA 22150

VIA CERTIFIED MAIL
Return Receipt Requested
7001 0360 0002 4956 0614

Re: U.S. Patent Application Serial No. 09/917,716
Entitled "Mobile Teaching System"
Our Ref: 5131.00003

Dear Mr. Rubinowitz:

We enclose a Declaration and an Assignment for the above-referenced patent application. Additionally, we enclose a copy of the application for your reference. Lastly, we enclose a Federal Express envelope and an airbill for your convenience in returning the signed documents.

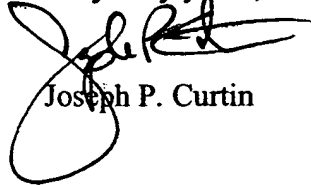
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Very truly yours,



Joseph P. Curtin

JPC:sgs
Enclosures

cc: Ian D. Titley, Esq.
Tom Laboon

CHICAGO
WASHINGTON, D.C.
BOSTON
PORTLAND, OR.

1 From Please print and press hard.

Sender's FedEx Account Number

Date

Sender's Name **Tex Rubinowitz** Phone ()

Company

Address **6115 Clearbrook Drive**

City **Springfield** State **VA** ZIP **22150**

2 Your Internal Billing Reference 005131.00003 OPTIONAL

3 To

Recipient's Name **Joe Curtin** Phone (**202**) **508-9100**

Company **BANNER & WITCOFF, LTD.**

Address **1001 G Street NW** **11th Floor**

City **Washington** State **DC** ZIP **20001-4597**

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4a Express Package Service Packages up to 150 lbs.
Delivery commitment may be later in some areas.

☒ FedEx Priority Overnight Next business morning ☐ FedEx Standard Overnight Next business afternoon ☐ FedEx First Overnight Earliest next business morning delivery to select locations

☐ FedEx 2Day® Second business day ☐ FedEx Express Saver® Third business day

4b Express Freight Service Packages over 150 lbs.
Delivery commitment may be later in some areas.

☐ FedEx 1Day Freight® Next business day ☐ FedEx 2Day Freight Second business day ☐ FedEx 3Day Freight Third business day

* Call for Confirmation: ☐ Declared value limit \$500

5 Packaging

☒ FedEx Letter® ☐ FedEx Pak® ☐ Other Pkg. Includes FedEx Box, FedEx Tube, and customer pkg.

6 Special Handling

☐ Saturday Delivery Available for FedEx Priority Overnight and FedEx 2Day to select ZIP codes ☐ Sunday Delivery Available for FedEx Priority Overnight to select ZIP codes ☐ HOLD Weekday at FedEx Location Not available with FedEx First Overnight ☐ HOLD Saturday at FedEx Location Available for FedEx Priority Overnight and FedEx 2Day to select locations

Does this shipment contain dangerous goods? One box must be checked.

☐ No ☐ Yes As per attached Shipper's Declaration ☐ Yes Shipper's Declaration not required ☐ Dry Ice Dry Ice, & UN 1845 x to

Dangerous Goods cannot be shipped in FedEx packaging. ☐ Cargo Aircraft Only

7 Payment Bill to: Enter FedEx Acct. No. or Credit Card No. below.

☐ Sender Acct. No. in Section 1 will be billed. ☒ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check

FedEx Acct. No. **0200-0655-2** Exp. Date

Total Packages	Total Weight	Total Declared Value†
		\$.00

†Our liability is limited to \$100 unless you declare a higher value. See back for details. **FedEx Use Only**

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By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

Rev. Date 11/98 • Part #154315 • ©1994-98 FedEx • PRINTED IN U.S.A. GBFE 9/99

- Item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
 - Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Tex Rubinowitz
6115 Clearbrook Drive
Springfield, VA 22150

2. Article Number (Transfer from service label) **7001 0360 0002 4956 0614**

PS Form 3811, March 2001

Domestic Return Receipt

102595-01-M-1424

C. Signature

X

☐ Agent
☐ Addressee

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

☐ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

1 0360 0002 4956 0614

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

CERTIFIED MAIL



1 0360 0002 4956 0614

(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage \$

Certified Fee

Return Receipt Fee (Endorsement Required)

Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees \$

Postmark Here

Sent To

Rubinowitz

Street, Apt. No.;
or PO Box No.

TAB F.

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Tex Rubinowitz
6115 Clearbrook Drive
Springfield, VA 22150

2. Article Number

(Transfer from service label)

7001 0360 0002 4956 0614

PS Form 3811, March 2001

Domestic Return Receipt

102595-01-M-1424

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Name) B. Date of Delivery

X Tex Rubinowitz 02/14/01

C. Signature

X Tex Rubinowitz ☐ Agent ☐ AddresseeD. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes